

00-0-1018

(Do Not Write Above This Line)

ORDINANCE BY: COMMUNITY DEVELOPMENT/
HUMAN RESOURCES COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR TO
DIRECT THE DEPARTMENT OF PLANNING,
DEVELOPMENT AND NEIGHBORHOOD CONSERVATION
(BUREAU OF NEIGHBORHOOD CONSERVATION) TO
CLEAN THE PREMISES AND CLOSE THE VARIOUS
STRUCTURES, PURSUANT TO ARTICLE III OF THE
ATLANTA HOUSING CODE AND A HEARING
CONDUCTED BY THE IN REM REVIEW BOARD ON
May 25, 2000.

981 Estes Drive, SW 12
746 McDonough Boulevard, SE 01
1915 Perry Boulevard, NW 09

ADOPTED BY
AUG 0 7 2000
COUNCIL

- ☒ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☐ PERSONAL PAPER REFER

Date Referred 7-17-00

Referred To: CA/HR

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee

Date

Chair

Referred to

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

FINAL COUNCIL ACTION

☒ 2nd ☐ 1st & 2nd ☐ 3rd

Readings

☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED
AUG 7 2000

ATLANTA CITY COUNCIL PRESIDENT

Robert A. Parker

CERTIFIED
AUG 0 7 2000

Franklin D. Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

AUG 16 2000

WITHOUT SIGNATURE
BY OPERATION OF LAW



AN ORDINANCE

00- 0-1018

BY: COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR TO DIRECT THE DEPARTMENT OF PLANNING, DEVELOPMENT, AND NEIGHBORHOOD CONSERVATION (BUREAU OF NEIGHBORHOOD CONSERVATION) TO CLEAN THE PREMISES AND CLOSE THE VARIOUS STRUCTURES, PURSUANT TO ARTICLE III OF THE ATLANTA HOUSING CODE AND A HEARING CONDUCTED BY THE IN REM REVIEW BOARD ON May 25, 2000.

981 Estes Drive, SW	12
746 McDonough Boulevard, SE	01
1915 Perry Boulevard, NW	09

WHEREAS, on March 16, 1987, the Council of the City of Atlanta adopted an Ordinance entitled, "The Atlanta Housing Code of 1987"; and the same was approved by the Mayor of the City of Atlanta on March 24, 1987; and

WHEREAS, on April 27, 2000, pursuant to the Atlanta Housing Code of 1987, Article III; entitled "In Rem Procedures", hearings were held after due notice to owner(s) of and/or parties in interest before the In Rem Review Board regarding certain structures believed to be unfit for occupancy or habitation and to be in violation of Article III; and

WHEREAS, on April 27, 2000, The In Rem Review Board determined that the structures on the real property more fully identified hereinafter, were unfit for human occupancy or habitation and could not be improved, repaired, or altered at a cost of fifty percent (50%) or less of the value of structures, exclusive of the foundation and lots after the improvements have been made; and

WHEREAS, the In Rem Review Board did state in writing these findings of fact in support of such determination and the In Rem Review Board issued and caused to be served upon the owner(s) of and /or parties in interest, an Order requiring the owner(s) and/or parties in interest demolish such structures, clean the premises and plant grass on the lot pursuant to Section 33 (3) c of the Atlanta Housing Code; and

WHEREAS, a period of 30 days from the date of said Order was allowed for the owner(s) and/or parties in interest to comply with the Order; and

WHEREAS, the owner(s) and/or parties in interest of the properties failed to comply with the Order of the In Rem Review Board within the specified time.



NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA AS FOLLOWS:

SECTION 1: That the Mayor is authorized to direct the Department of Planning, Development, and Neighborhood Conservation (Bureau of Neighborhood Conservation) to forthwith demolish and clean the following real property, upon which structure(s) are located:

<u>Proper Street Address</u>	<u>City Council District</u>
981 Estes Drive, SW	12
746 McDonough Boulevard, SE	01
1915 Perry Boulevard, NW	09

SECTION 2: That the Mayor is hereby authorized to direct the Department of Planning, Development, and Neighborhood Conservation (Bureau of Neighborhood Conservation) to perform the following specific duties at the above mentioned properties:

- (1) Vacate the structures, (if occupied).
- (2) Clean the premises and board the structures(s) in conformity with the In Rem Review Board's Orders.
- (3) File a lien against the real property on which the structures(s) are attached for the cost incurred.
- (4) Maintain the property in conformity with the In Rem Review Board's Order until the structure(s) are repaired or demolished.

SECTION 3: That the Mayor is further authorized to allow the Department of Planning, Development, and Neighborhood Conservation (Bureau of Neighborhood Conservation) to engage the professional services of any of the City of Atlanta's pre-qualified contractors to conduct the appropriate duties listed in **SECTION 2** of this ordinance.

SECTION 4: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

AUG 07, 2000

AUG 16, 2000



TO WHOM IT MAY CONCERN:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Belinda D. Abrams
Nationscredit Financial Services Corp.
Long Beach Mortgage Company
James A. Brown, Jr.

on 5-12-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia,
seeking relief against the following described real estate, to-wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 122 of the 14th District, Fulton County, Georgia, and being more particularly described as follows:

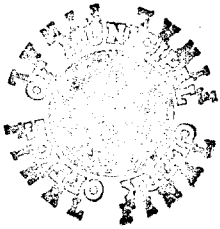
BEGINNING at a point located on the northerly side of Estes Drive, said point being located 824 and Two-Thirds feet westerly as measured along the northerly side of Estes Drive from the intersection formed by the westerly side of Sylvan Road and the Northerly side of Estes Drive; running thence in a northerly direction 144.8 feet to a point; running thence in a Westerly direction 66 and Two-Thirds feet to a point; running thence in a southerly direction 144.8 feet to a point located on the Northerly side of Estes Drive; running thence in an Easterly direction along the northerly side of Estes Drive, 66 and Two-Thirds feet to the point of beginning. Being known as 981 Estes Drive, SW according to the present numbering system in the City of Atlanta, Georgia.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

Dated: May 12, 2000

BY: Dale S. Haygood
Bureau of Neighborhood Conservation, Official Agent

BY: Bill Canty
Assistant Real Estate City Attorney



TO WHOM IT MAY CONCERN:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

M. H. Mehrjooya

on **5-12-00** in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia,
seeking relief against the following described real estate, to-wit:

All that tract or parcel of land lying and being in the City of Atlanta in
Land Lot 25 of the 14th District of Fulton County, Georgia as per plat of the
Burrell Parks Property by E. W. Robert, C.E. and more particularly described
as follows:

BEGINNING at an iron pin on the northern side of McDonough Road five hundred
thirty eight and seven tenths (538.7) feet southeasterly from the intersection
of the northern side of McDonough Road and the easterly side of Marion Street
and running thence northeasterly two hundred five and eighty eight hundredths
(205.88) feet to a concrete marker; thence running northwesterly at an
interior angle of 278 degrees 16 minutes 8 seconds with the course last run a
distance of eighty nine and fifty six hundredths (89.56) feet to an iron pin;
thence running northerly at an interior angle of 132 degrees 48 minutes 28
seconds with the course last run a distance of fifty and one tenth (50.1) feet
to an iron pin; thence running easterly at an interior angle of 84 degrees 53
minutes 12 seconds to the course last run a distance of one hundred sixteen
and four tenths (116.4) feet along an old wire fence to an iron pin; thence
running southerly at an interior angle of 92 degrees 45 minutes 18 seconds a
distance of one hundred nineteen and five tenths (119.5) feet to an iron pin;
thence running westerly at an interior angle of 87 degrees 6 minutes 23
seconds with the course last run a distance of twenty three and no tenths
(23.0) feet to an iron pin; thence running southwesterly at an interior angle
of 243 degrees 56 minutes 11 seconds a distance of two hundred eight and sixty
seven (208.67) feet to an iron pin on the northern side of McDonough Road;
thence running northwesterly along the northern side of McDonough Road ninety
nine (99) feet to an iron pin and the beginning point as shown on survey for
Eddie James Slaton by Perry E. McClung, Registered Land Surveyor dated May 17,
1983. Being improved property known as

746 McDonough Boulevard, SE according to
the present number system in City of Atlanta.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings,
dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This
notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as
provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such
real property.

Dated: May 12, 2000

BY:

Dale S. Huggard
Bureau of Neighborhood Conservation, Official Agent

BY:

Bill Cartwright
Assistant Real Estate City Attorney



TO WHOM IT MAY CONCERN:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

American General Finance, Inc.

on **5-12-00** in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia,
seeking relief against the following described real estate, to-wit:

All that tract or parcel of land lying and being in Land Lot 227 of the 17th District, Fulton County, Georgia, more particularly described as follows:

BEGINNING at an iron pin on the northeastern side of Perry Boulevard 941 feet northwesterly along said street from the Eastern line of said Land Lot, said pin being at the southwestern corner of the lot of land described in Warranty Deed from Edward Shetzen to Herman Heyman, dated January 2, 1957, recorded in Deed Book 3199, Page 419, of Fulton County Records, and running thence northwesterly along the northeastern side of Perry Boulevard, 145 feet to a point; thence in a northeasterly direction approximately 250 feet to a point on the westerly line of property now or formerly owned by Southern Railway Company; thence southeasterly along a fence on said line approximately 145 feet to an iron pin at the northwestern corner of the above mentioned Heyman property; thence southwesterly along the westerly line of said Heyman tract, and forming an interior angle of 91 degrees 04 minutes with the last line run 250.6 feet to the northeastern side of Perry Boulevard and the point of beginning; being improved property known as 1915 Perry Blvd, NW, according to the present numbering system in the City of Atlanta, Ga.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

Dated: May 12, 2000

BY:

Dale S. Heyman
Bureau of Neighborhood Conservation, Official Agent

BY:

Bill Castings
Assistant Real Estate City Attorney

RCS# 2174
8/07/00
6:00 PM

Atlanta City Council

Regular Session

MUTIPLE

00-O-1017 and 00-O-1018

Adopt

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 2
ABSENT 1

Y McCarty	E Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	NV Martin	B Emmons
Y Bond	Y Morris	Y Maddox	E Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

MUTIPLE